

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
NEW BERN DIVISION

IN RE:)
DARRELL LEE BYRD) CASE # 12-07558-8-RDD
VICKY SUE BYRD)
Debtors)

CHAPTER 13 PLAN

1. Amount of each payment to be made by the debtors:

\$300.00 per month for 57 months

2. Amount to be paid to unsecured creditors.

To be determined by Chapter 13 Trustee when claims filed

3. For secured creditors, whose regular monthly payment will be paid outside the Chapter 13 Plan, provide the following data:

<u>NAME</u>	<u>DESCRIPTION</u> <u>COLLATERAL</u>	<u>TOTAL AMOUNT OF</u> <u>BALANCE OWING</u>
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None

4. For secured creditors, whose default is being cured inside the Chapter 13 Plan and regular monthly payment will be paid inside the Chapter 13 Plan, provide the following data:

<u>NAME</u>	<u>DESCRIPTION</u> <u>COLLATERAL</u>	<u>TOTAL AMOUNT OF</u> <u>DEFAULT TO BE CURED</u>	<u>BALANCE OWING</u>
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None

5. For other secured creditors being dealt with under the Plan, to be paid based on valuation, provide the following:

<u>NAME</u>	<u>COLLATERAL AND VALUE CLAIMED</u>
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None

6. For other secured creditors whose property to be paid in full inside the Chapter 13 Plan, provide the following information:

<u>NAME</u>	<u>COLLATERAL AND BALANCE</u>
Ally/GMAC	2005 Chevrolet Trailblazer/\$1,757.10
BB&T	2006 Toyota Camary/\$6,010.00

7. For other secured creditors, whose collateral will be surrendered, provide the following information:

<u>NAME</u>	<u>COLLATERAL AND BALANCE</u>
Chase	Residence/\$254,082.49

8. For Priority Claims to be paid inside the Chapter 13 Plan, provide the following information:

<u>NAME</u>	<u>BALANCE OWING</u>
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None

9. For Executory Contracts, whose contract will be assumed/rejected, provide the following information

<u>NAME</u>	<u>INTENTION</u>
Modern Exterminating	Reject

10. Other information which should be included in a fair summary: Attorneys fees in the amount of \$3,600.00 to be paid through the Chapter13 Plan.

10/23/2012
Dated

s/John P. Simpson
Signature of Attorney for Debtors

CERTIFICATE OF SERVICE

I, JOHN P. SIMPSON, of ERWIN & SIMPSON, P.L.L.C. certify:

That I am, and at all times hereinafter mentioned was, more than eighteen (18) years of age;

That on October 23, 2012, I filed the foregoing Chapter 13 Plan through Case Management/Electronic Case Filing and service of said document will be obtained electronically, via overnight delivery, to the following party at his e- mail address which he has provided to the court:

Mr. Richard M. Stearns
Chapter 13 Trustee
1015 Conference Drive
Greenville, NC 27858

I certify under penalty of perjury that the foregoing is true and correct.

Executed on October 23, 2012.

ERWIN & SIMPSON, P.L.L.C.

s/ John P. Simpson

JOHN P. SIMPSON

State Bar # 4006

Attorney for Debtor(s)

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